

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of:

Attorney Docket No.: 3293.03US10

Timothy G. Haines

Confirmation No.: 2382

Application No.: 10/756,817

Examiner: *unknown*

Filed: January 13, 2004

Group Art Unit: 3732

For: METHODS AND APPARATUS FOR FEMORAL AND TIBIAL RESECTION

STATEMENT SUPPORTING PETITION TO MAKE APPLICATION SPECIAL
UNDER 37 C.F.R. §1.102(d)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Brad Pedersen, attorney for Applicant, hereby states that:

(1) There is an infringing device and method of use actually on the market in the United States;

(2) I have made a rigid comparison of the alleged infringing device with the claims of the application and, in my opinion, at least one of the claims is unquestionably infringed; and

(3) I have good knowledge of the pertinent prior art. References deemed most closely related to the subject matter are already of record in the case.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'BDP', with a long horizontal flourish extending to the right.

Brad D. Pedersen
Registration No. 32,432

Dated: July 6, 2006

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